

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of License 4485 (Application 13861)
Arthur and Sandra Milberg

ORDER REVOKING LICENSE

SOURCE: Weeks Creek tributary to Mark West Creek thence Russian River

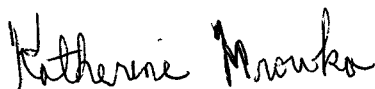
COUNTY: Sonoma

WHEREAS:

1. A revocation request form dated November 17, 2005 has been received from the Licensee, requesting revocation of the license by the State Water Resources Control Board (State Water Board), Division of Water Rights (Division).
2. The Division interprets the Licensee's request for revocation as a waiver of the notice and hearing requirements set forth in Water Code sections 1675 through 1675.2.

Therefore, it is ordered that License 4485 is hereby revoked by the State Water Board, and the water is declared to be subject to appropriation. This revocation may not result in additional water being available for new appropriations if there are applicable restrictions due to past State Water Board decisions regarding water availability.

STATE WATER RESOURCES CONTROL BOARD


for Victoria A. Whitney, Chief
Division of Water Rights

Dated: **MAR 03 2006**



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 13861

PERMIT 8787

LICENSE 4485

Notice of Assignment (Over)

THIS IS TO CERTIFY, That S. V. Dragoo and M. K. Dragoo
5241 St. Helena Road, Santa Rosa, California

have made proof as of September 15, 1955
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
Weeks Creek in Sonoma County

tributary to Mark West Creek thence Russian River

for the purpose of stockwatering use
under Permit 8787 of the State Water Rights Board and that said right to the use of said water has been
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the
terms of the said permit; that the priority of the right herein confirmed dates from July 24, 1950;
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed one thousand eight hundred
seventy-five (1,875) gallons per day to be diverted from January 1 to December 31
of each year.

The points of diversion of such water are located at various points along Weeks Creek
between a point located north nine hundred (900) feet and west four hundred (400)
feet from E $\frac{1}{4}$ corner of Section 32, T 8 N, R 7 W, MDB&M, being within SE $\frac{1}{4}$ of NE $\frac{1}{4}$
of said Section 32; and a point located south nine hundred twenty-five (925) feet
and west eight hundred fifty (850) feet from E $\frac{1}{4}$ corner of Section 29, T 8 N, R 7 W,
MDB&M, being within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29.

A description of the lands or the place where such water is put to beneficial use is as follows:
Within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29, T 8 N, R 7 W, MDB&M, and NE $\frac{1}{4}$ of NE $\frac{1}{4}$
and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, T 8 N, R 7 W, MDB&M.

All rights and privileges under this license including method of diversion, method of use and quantity of water
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein
specified and to the lands or place of use herein described.

COVERED BY LICENSE ORDER NO. 7

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

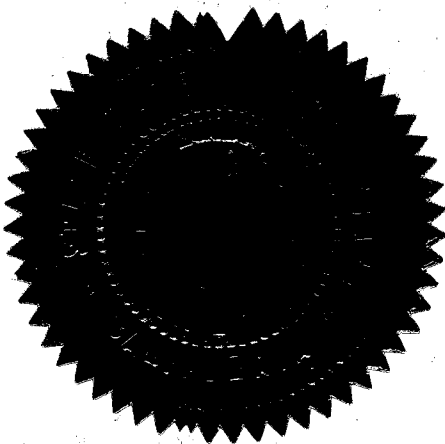
Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated:

DEC 18 1956

STATE WATER RIGHTS BOARD

By *Leslie C. Jopson*
Leslie C. Jopson
Chief Engineer



*10-19-60 - Name of M. K. Dragoo Chg.
to Estate of M. K. Dragoo*

10-19-60 RECEIVED NOTICE OF ASSIGNMENT TO *of Int. of*
Estate of M. K. Dragoo to S. V. Dragoo

4-26-79 Name Chgd to Estate of S. V. Dragoo

2-26-82 Asgd to Marian E. McGee

3/21/91 assigned to Estate of Marian E. McGee

LICENSE 4485

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO S. V. Dragoo & M. K. Dragoo

DEC 18 1956

DATED